



06/19/1998

UNITED STATES ENVIRONMENTAL PROTECTION AGENCY

REGION VIII

999 18th STREET - SUITE 500  
DENVER, COLORADO 80202-2466

MELANIE  
1765587 - R8 SDMS

Ref: 8ENF-T

CERTIFIED MAIL  
RETURN RECEIPT REQUESTED

JUN 19 1998

Rico Development Corporation  
c/o David L. Sell  
McMichael, Benedict & Multz  
1580 Lincoln Street, Suite 900  
Denver, CO 80203

Re: Discharge in Violation of  
CDPS Permit CO-0029793

Dear Mr. Sell:

Rico Development Corporation has been found to have violated the above referenced permit. Under Section 309(a)(1) of the Clean Water Act, the United States Environmental Protection Agency (EPA) shall notify the State office responsible for administering and enforcing the National Pollutant Discharge Elimination System Program (NPDES) and the subject permittee of such findings.

Enclosed for your information is a copy of the Notice of Violation (which includes a summary of the violations), issued to the State of Colorado, which has been delegated the administration and enforcement of the NPDES Permit Program. Therefore, please submit any comments that you may have regarding this Notice of Violation to the Water Quality Control Division, Colorado Department of Health, with a copy to this Agency.

If you have any questions, the most knowledgeable person on my staff is Melanie Pallman and she can be reached at (303) 312-6231.

Sincerely,

Carol Rushin  
Assistant Regional Administrator  
Office of Enforcement, Compliance  
and Environmental Justice

Enclosure

cc: Wayne Webster, Rico Development Corporation (w/encl.)  
David Holm, CDPHE  
Dave Akers, CDPHE



Printed on Recycled Paper

P 380 306 393

US Postal Service

# Receipt for Certified Mail

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Sent to *KICO DEVELOPMENT Corporation*

*C/DAVID L. SEIL*

Street & Number

*1580 LINCOLN ST. Suite 900*

Post Office, State, & ZIP Code

*DENVER, CO 80203*

Postage

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Return Receipt Showing to Whom & Date Delivered

Return Receipt Showing to Whom, Date, & Addressee's Address

TOTAL Postage & Fees

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Postmark or Date

**JUN 19 1998**

PS Form 3800, April 1995

## SENDER:

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- Complete items 3, 4a, and 4b.
- Print your name and address on the reverse of this form so that we can return this card to you.
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I also wish to receive the following services (for an extra fee):

- ☐ Addressee's Address
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Consult postmaster for fee.

3. Article Addressed to:

*DAVID AKERS, SECTION CHIEF  
WATER QUALITY PROTECTION SECTION  
WATER QUALITY CONTROL DIVISION  
COLORADO DEPT. OF  
PUBLIC HEALTH & ENVIR.  
4300 CHERRY CREEK DR. South  
DENVER, CO 80222-1530*

5. Received By: (Print Name)

*Joe B. Trevino  
Agent  
Dept. of Health*  
**X**

6. Signature: (Addressee or Agent)

4a. Article Number

*P 368 918 194*

4b. Service Type

- |  |   |
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7. Date of Delivery

8. Addressee's Address (Only if requested and fee is paid)

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PS Form 3811, December 1994

102595-97-5-0170

Domestic Return Receipt